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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/888,452	06/25/2001	Prabhakar Gopalan	AUS920010328US1	8688

7590 06/18/2003
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EXAMINER

JUNG, DAVID YIUK

ART UNIT	PAPER NUMBER
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2175

DATE MAILED: 06/18/2003

3

Please find below and/or attached an Office communication concerning this application or proceeding.

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Office Action Summary

Application No.
09/888,452

Applicant(s)
Gopalan

Examiner
David Jung

Art Unit
2175



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Aug 23, 2001
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-23 is/are pending in the application.
- 4a) Of the above, claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-23 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
*See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ 6) ☐ Other: _____

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III. DETAILED ACTION

Claims Presented

1. Claims 1-23 are presented for examination.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. Claims 1-23 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

4. Claims 1-13 and 18-22 recite "DPDB" without antecedent basis. For the purposes of examination under 35 USC 103 in this Office Action, DPDB shall be construed as same as "CPDB" -- which in turn shall be construed merely as a centralized personal data base.

Claim Rejections - 35 USC § 103

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5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

6. Claims 1-23 are rejected under 35 U.S.C. 103(a) as being unpatentable over www.ragnet.ac.uk/policy/privacy.html, hereinafter also referred as "Privacy".

7. In regard to claim 1, Privacy teaches a programmable apparatus comprising:

a CPDB in a first computer (first paragraph, i.e. personal data);

a network (second paragraph, i.e. RAGnet);

a second computer connected to the first computer ...;

wherein responsive to receipt of a primary number and a secondary number from the second computer, data from the DPDB is transmitted to the second computer (section on Membership, i.e. members use various data such as name, address -- hence primary number and secondary numbers -- from their computers -- hence second computer).

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8. These passages of Privacy are not explicit about "by the network."

9. It was well known in the art to connect computers "by the network" in a system such as Privacy for the motivation of providing convenient access to the user.

10. It would have been obvious at the time of the claimed invention to modify the teachings of these passages of Privacy to have such "by the network" for the motivation noted in the previous paragraphs.

11. Regarding claim 2, such particular data handlings are well known in the art for the motivation of efficient information retrieval.

12. Regarding claims 3, 4, 7, 12, 13, 14, such uses of basic, primary and secondary numbers are suggested by Privacy (section on Membership, i.e. members use various data such as name, address -- hence primary number and secondary numbers).

13. Regarding claims 5, 6, 8, 9, 10, 11, such data concerning users are suggested by Privacy (section on Events, i.e., collect user data to handle the event).

14. Regarding claims 14, 15, 16, 17, these claims are CPDB analogs of claims 1-13 (programmable apparatus claims). For the reasons noted in the rejections of claims 1-13, these claims 14,

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15, 16, 17 are not patentable.

15. Regarding claims 18, 19, 20, 21, 22, these claims are method analogs of claims 1-13 (programmable apparatus claims). For the reasons noted in the rejections of claims 1-13, these claims 18, 19, 20, 21, 22 are not patentable.

16. Regarding claim 23, this claim is a computer readable memory analog of claims 1-13 (programmable apparatus claims). For the reasons noted in the rejections of claims 1-13, this claim 23 are not patentable.

Conclusion

Points of Contact

17. **Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks
Washington, D.C. 20231

or faxed to:

(703) 746-7239, (for formal communications
intended for entry)

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Or:

(703) 746-5606 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park II,
2121 Crystal Drive, Arlington. VA., Sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to David Jung whose telephone number is (703) 308-5262 or Dov Popovici whose telephone number is (703) 305-3830.

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David Jung

Patent Examiner

June 6, 2003

A handwritten signature in black ink, appearing to be 'David Jung', written over a horizontal dashed line.